

AMENDED IN ASSEMBLY MARCH 24, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 1995

Introduced by Assembly Member Gaines

February 17, 2010

An act to amend Section 1053 of, and to add Section 1053.1 to, the Fish and Game Code, relating to fish and wildlife.

LEGISLATIVE COUNSEL'S DIGEST

AB 1995, as amended, Gaines. Licenses: Automated License Data System.

Existing law generally prohibits a person from obtaining more than one license, permit, reservation, or other entitlement of the same class, or more than the number of tags authorized by statute or regulation for the same license year, but provides for ~~the replacement of multiple~~ entitlements under specified circumstances, including *a replacement in case of* the loss or destruction of an unexpired entitlement as certified by the applicant's signed affidavit and proof, as determined by the department, that the original license, tag, permit, reservation, or other entitlement was issued, and payment of a base fee of \$5, adjusted annually pursuant to a specified index.

This bill would exempt entitlements issued through the Automated License Data System from those provisions, and, instead, for those entitlements, would generally prohibit a person from obtaining more than one entitlement of the same class, or more than the number of tags authorized by statute or regulation for the same license year, but would provide for *multiple entitlements under specified circumstances, including* the replacement of the entitlements ~~under specified circumstances, including in case of~~ the loss or destruction of an

unexpired entitlement as certified by the applicant's signed affidavit and proof, as determined by the department, that the original entitlement was issued, and payment of a base fee of \$9, ~~adjusted pursuant to a specified index, and or in case of the loss or destruction of a stamp or endorsement imprinted on a base license and payment of a base fee of \$3 for each stamp or endorsement replaced on any base license document.~~ *Those fees would be adjusted annually pursuant to the specified index.*

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1053 of the Fish and Game Code is
2 amended to read:

3 1053. (a) A person shall not obtain more than one license,
4 permit, reservation, or other entitlement of the same class, or more
5 than the number of tags authorized by statute or regulation for the
6 same license year, except under one of the following conditions:

7 ~~(1) Licenses issued pursuant to paragraphs (3), (4), and (5) of~~
8 ~~subdivision (a) of Section 7149, paragraphs (3), (4), and (5) of~~
9 ~~subdivision (a) of Section 7149.05, and paragraphs (4) and (5) of~~
10 ~~subdivision (a) of Section 3031.~~

11 *(1) Nonresident hunting licenses issued pursuant to paragraphs*
12 *(4) and (5) of subdivision (a) of Section 3031, and short-term sport*
13 *fishing licenses issued pursuant to paragraphs (3), (4), and (5) of*
14 *subdivision (a) of Section 7149, and paragraphs (3), (4), and (5)*
15 *of subdivision (a) of Section 7149.05.*

16 (2) The loss or destruction of an unexpired license, tag, permit,
17 reservation, or other entitlement as certified by the applicant's
18 signed affidavit and proof, as determined by the department, that
19 the original license, tag, permit, reservation, or other entitlement
20 was issued, and payment of a base fee of five dollars (\$5), adjusted
21 pursuant to Section 713, not to exceed the fee for the original
22 entitlement.

23 (3) The adjustment of the base fee pursuant to Section 713
24 applies to the hunting license years commencing on or after July
25 1, 1996, and the fishing license years commencing on or after
26 January 1, 1996.

(b) This section does not apply to licenses, permits, reservations, tags, or other entitlements issued through the Automated License Data System.

SEC. 2. Section 1053.1 is added to the Fish and Game Code, to read:

1053.1. (a) A person shall not obtain more than one license, permit, reservation, or other entitlement of the same class, or more than the number of tags authorized by statute or regulation for the same license year, except under one of the following conditions:

~~(1) Licenses issued pursuant to paragraphs (3), (4), and (5) of subdivision (a) of Section 7149, paragraphs (3), (4), and (5) of subdivision (a) of Section 7149.05, and paragraphs (4) and (5) of subdivision (a) of Section 3031.~~

(1) Nonresident hunting licenses issued pursuant to paragraphs (4) and (5) of subdivision (a) of Section 3031, and short-term sport fishing licenses issued pursuant to paragraphs (3), (4), and (5) of subdivision (a) of Section 7149, and paragraphs (3), (4), and (5) of subdivision (a) of Section 7149.05.

(2) The loss or destruction of an unexpired license, tag, permit, reservation, or other entitlement as certified by the applicant's signed affidavit and proof, as determined by the department, that the original license, tag, permit, reservation, or other entitlement was issued, and payment of a base fee of nine dollars (\$9), adjusted pursuant to Section 713, not to exceed the fee for the original entitlement.

(3) The loss or destruction of a stamp or endorsement imprinted on a base license and payment of a base fee of three dollars (\$3) for each stamp or endorsement replaced on any base license document, adjusted pursuant to Section 713, not to exceed the fee for the original entitlement.

(b) The base fees specified in this section are applicable to the 2011 license year, and shall be adjusted annually thereafter pursuant to Section 713.

(c) This section applies only to licenses, permits, reservations, tags, and other entitlements issued through the Automated License Data System.